

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1714

IN THE MATTER OF:

Served June 22, 1977

D. C. TRANSIT SYSTEM, INC.)	
Investigation and Revocation of)	Docket No. 375
Certificate No. 5-A)	
)	
MONTGOMERY CHARTER SERVICE, INC.)	
Investigation and Revocation of)	Docket No. 376
Certificate No. 13)	
)	
BANNISTER ENTERPRISES, INC.,)	
Investigation and Revocation of)	Docket No. 378
Certificate No. 32)	
)	
REHAB TRANSPORTATION, INC.)	
Investigation and Revocation of)	Docket No. 379
Certificate No. 30)	

By Order No. 1691, served May 17, 1977, each of the above-named carriers was found to be in violation of Title II, Article XII, Sections 9(a) and 10(a) and in violation of Regulation 62 of the Commission's regulations. 1/ The above-captioned proceedings were instituted, each carrier was made a party to each respective proceeding, and each certificate was suspended. Each carrier was directed fully to comply with the provisions of Title II, Article XII, Section 9(a) of the Compact and Regulation 62 thereunder within 30 days and was further directed, on or before June 16, 1977, to file with the Commission an appropriate certificate of insurance or such other evidence as may be pertinent to show good cause why its certificate should not be revoked.

Rehab Transportation, Inc. (Rehab), on June 16, 1977, filed Application No. 1005 to transfer Certificate No. 30. Pending disposition of that application, Docket No. 379 will be held in abeyance. Of course, Rehab's certificate will remain suspended until further order of the Commission.

1/ Diamond Tours, Inc., and Ironsides Medical Transportation Corporation were also named in said order, but these carriers subsequently filed appropriate certificates of insurance and proceedings against them were discontinued. See Order Nos. 1692 and 1693 both served May 18, 1977.

On May 19, 1977, Bannister Enterprises, Inc. (Bannister), filed evidence of compliance with respect to parts B and C of its certificate, and on June 8, 1977, a certificate of insurance was filed with respect to part A of the certificate. Accordingly, all but part D of the certificate was reinstated by Order Nos. 1695 and 1707, served May 19 and June 8, 1977, respectively. No response was filed concerning part D of said certificate and Bannister is in violation of Order No. 1691 with respect thereto. Accordingly, part D of Certificate No. 32 shall be revoked.

Neither D. C. Transit System, Inc., nor Montgomery Charter Service, Inc., has responded to the mandate of Order No. 1691. Both carriers remain in continued violation of Title II, Article XII, Sections 9(a) and 10(a) of the Compact and in violation of Commission Regulation 62. Accordingly, Certificate Nos. 5-A and 13 shall be revoked.

THEREFORE, IT IS ORDERED:

1. That Docket No. 379 be, and it is hereby, held in abeyance and Order No. 1691 is continued in full force and effect with respect to Rehab Transportation, Inc., unless otherwise ordered by the Commission.
2. That Certificate of Public Convenience and Necessity No. 5-A of D. C. Transit System, Inc., be, and it is hereby, revoked.
3. That Certificate of Public Convenience and Necessity No. 13 of Montgomery Charter Service, Inc., be, and it is hereby, revoked.
4. That part D of Certificate of Public Convenience and Necessity No. 32 of Bannister Enterprises, Inc., be, and it is hereby, revoked.
5. That Certificate of Public Convenience and Necessity No. 32, as attached hereto and made a part hereof, be, and it is hereby, reissued to Bannister Enterprises, Inc.
6. That Bannister Enterprises, Inc., be, and it is hereby, directed to file a new WMATC Tariff conforming to said revised Certificate of Public Convenience and Necessity No. 32, on or before 12 noon, Wednesday, July 6, 1977.

BY DIRECTION OF THE COMMISSION:



GREGORY P. BARTH
Acting Executive Director

